

Law (Edn) (1934) Department

M/S. SERIES. ✓

G.O. No. 616

DATED

6-3-1934

[Despatch Abstract.]

Subsidy

Thiruv. Acad. College - diversion of subsidy from one school
another - recovery on account of the Board's failure to
obtain the previous sanction of Government - Waived as a
special case.

RECEIVED
13 DEC 1933
DEPARTMENT

849/33

L27247A
6.12.33

R.C.No.1826-B/32, dated 9th December 1933.

Subject:- Taluk Board, Kollegal - Transfer of provision-
Kunagahalli Adi-Dravida School to Budahalu-
Recovery of subsidy.

Reference:- Letter R.O.C.No.275/Sub.K.T.B/32 dated 24-7-33
From the President, Taluk Board, Kollegal, with reference
to G.O.No.Ms.849 Law (Education) dated 12-5-33 regarding
the recovery of subsidy - closure of school at Kunagahalli
Transfer to Budahalu-Taluk Board, Kollegal.

S u b m i t t e d.

2. As the President, Taluk Board states that he was not
sure whether the school at Kunagahalli was a provincial
school and whether recovery of subsidy (for transfer of school
without the previous sanction of Government) can be granted
in respect of schools opened prior to 1924-25, I recommend that
recovery of subsidy may be waived.

[Signature]
for Director of Public Instruction.

To

The Secretary to the Government of Madras,

-aw (Education) Department.

M.R.P.12/12.

[Signature]
12/12.

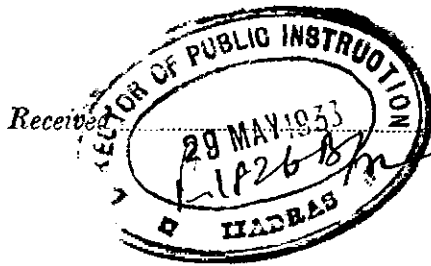
[Signature]

From 845 En 12.5.33 is put up
in anonymous file. This may be not
in the file is available.

[Handwritten notes]
if not
available
in M.R.P.

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8/12/34
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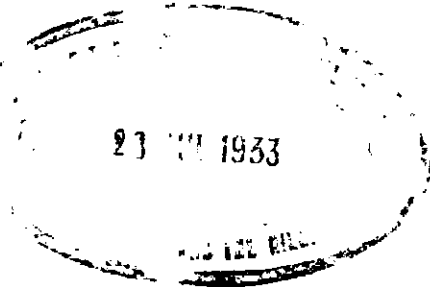
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10.1.

Local Fund **DEPARTMENT.**

Received 19 Registered 19

Subject.

Subsidy - Kollegal Taluk Board - Transfer of provision of subsidy
for an Elementary school - recovery.



ENCLOSURES.

No.

Spare copies

R.O.C.No.275/sub-K.T.B.of 1932.

Station Kollegal., Dated the 24th May 19 33.

From (Name) M.R.Ry. S. Prabhuswami Avl.,
(Designation) President, Taluk Board,
K o l l e g a l.

To The Secretary to the Government of Madras,

LAW (EDUCATION) Department.

Through

Sir,

The Director of - M A D R A S.
Public Instructions,M A D R A S.

Reference:-G.O.No.Ms.849 L.E. dated 12th May 1933. (R)

I have the honour to submit the following:-

The District Educational Officer, Coimbatore, recommended the transfer of provision of Adi-Dravida school at Kunagahalli to Budubalu in his Endorsement R.O.C.No.68/Gl.31 dated 29-2-32. Agreeably to his recommendation the transfer was given effect. After the transfer was given effect to, the Deputy Inspector of schools, Kollegal advised, through the District Educational Officer, that sanction of Government was necessary as provincial subsidy was sanctioned to the Kunagahalli school in G.O.No.660 Education dated 20-7-1912. The Deputy Inspector of schools,

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(2)

was requested immediately to send a copy of the Government Order referred to by him. He replied (received on 7-5-1932) that the Government Order was not available in his office. The Director of Public Instruction was therefore requested on 24-6-1932 to intimate whether the Kunagahalli school was opened out of Provincial subsidy and if so to state the amount of provincial subsidy sanctioned and to send a copy of Government Order. Reply to this reference was received on 8-8-1932 to the effect that "the fact whether the Board Adi-Dravida school, Kunagahalli, was opened out of the provision sanctioned in the above Government Order cannot be ascertained from the Government Order, a spare copy of which is not available". Soon after this was received, Government were addressed to sanction the transfer of provision.

Page 10

Under the above circumstances it is clear that the Taluk Board has acted all along as advised by the Educational authorities.

The fact whether the Board Adi-Dravida school at Kunagahalli was opened out of provincial subsidy at all and if so the amount of subsidy that is being paid for this particular school is not available even in the office of the Director of Public Instruction. The school was started in 1911-12 and not after 1924-25. Further under the proviso to Section 37 of the Madras Elementary Education Act, 1920, the Government have to contribute to the Elementary Education Fund the amount equal to the expenditure incurred from provincial funds during 1920-21. The amount of provincial subsidy if any sanctioned for the Kunagahalli school, is included in the above Government subsidy which cannot be curtailed.

The percentage cut ordered in G.O.No.153 Education dated 3-2-1933, was in respect of subsidies to Elementary schools opened after 1-4-1921; and it is therefore presumed that the Government are under the impression that subsidy to Kunagahalli Adi-Dravida school was sanctioned after 1-4-1921.

(H)

m

(T)

G.O.No.62 L.E. dated 15-1-1932 was not specific. It was not definitely known whether sanction of Government was necessary for transfer of provision of schools for which Government provincial subsidy had been sanctioned prior to 1924-25. Even the District Educational

417

Council was of opinion that it was not necessary in such cases. This point was made clear in Memo No.1534-A-1 dated 27-3-1933.

Under the circumstances explained above, I request Government may be pleased to reconsider their order and waive the recovery of Rs.185/- ordered in G.O.No.849 dated 12-5-1933

~~1128~~

almond

I have the honour to be,

S i r,

Your most obedient servant,

M. K. Chalan

KNR/25-5-33.

For President, Taluk Board. 25/5/33

Copy to the Director of Public Instructions, Madras.
Copy to the Examiner of Local Fund Accounts, Madras.

Education Department.

Ms 244 C.No. 7247 A - From the P.T.B., Kollegal, R.O.C.No. 275 Sub-K.T.B./32, d/24-5-33,

Ms 14 Endt. of the D.P.I., R.C.No. 1826-B/32, dated 9-12-33.

Kollegal Taluk Board - Diversion of subsidy.

(P) In G.O.No. 849 Sdn, dated 12-5-33, the Govt. approved of the proposal of the Taluk Board, Kollegal, that the subsidy sanctioned for the Adi Dravida school at Kunagahalli ^{might} be utilized for opening a new school at Budubalu. As the previous sanction of the Government had not been obtained for the diversion of the subsidy, the Government also directed the recovery of the sum of Rs 185 being the amount paid for the period from 8-4-32, the date on which the new school was opened to 25-11-32, the date of expiry of three months from the date of the President's letter applying for the sanction of Government for the diversion. The President requests that the recovery of subsidy may be waived for the following reasons:-

Ms 244 (1) The transfer of subsidy was made on the recommendation of the D.E.O.; ~~but the D.E.O. did not state that the sanction of Government was necessary for the diversion.~~ The Dy. Inspector informed the Board of the necessity for Govt.'s sanction only after the diversion had been made.

Ms 244 (2) On 24-6-32 the D.P.I. was requested by the Board to state the amount of provincial subsidy that had been sanctioned for the maintenance of the school; but in his reply the Director stated that the fact whether the Board Adi Dravida School, Kunagahalli, was opened out of the provision sanctioned in the ~~above~~ ^{Ms 160 En 820/12} G.O. could not be ascertained from the

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G.O., a spare copy of which was not available"

(3) G.O.No. 62 Edn, dated 15--32 is not specific as to the necessity for the previous sanction of Govt. in regard to the utilization of subsidies granted for schools opened prior to 1924-25. The point was made clear only in Memo. No. 1534 A-1 Edn, dated 27-3-33.

(4) The subsidy is included in the non-voted grant ~~repayment to the Taluk Board~~ and cannot be curtailed.

2. There is not much substance in the first of ~~the~~ ^{however,} grounds urged by the Taluk Board. It would have been better if the D.E.O. had said in the first instance that the sanction of Government was neces-

sary. There is some force in the second ground because the Director might, instead of saying that the spare

copy of the G.O. was not available, could have ascertained ^{from the records in the D.E.O.'s office} whether ~~the~~ ^{had been sanctioned from the school,} subsidy ~~sanctioned~~ before giving a reply to

the Taluk Board. There is, however, the fact that the Taluk Board unnecessarily dragged on ^{the} correspondence inspite of the Dy. Inspector's statement that

the sanction of Government was necessary. The Board

could have applied for sanction through the D.P. ^{in the absence of the Dy. Inspector's order.}

The third ground is really valid, ^{although} ~~even though this ground~~

~~has been urged by very few Taluk Boards,~~ it has

not been usual to waive recoveries in such cases. ^{The fundamental principle is not valid, as recoveries are made even in respect of non-voted grants. In conclusion,} It is for consideration whether, in view of this, ^{and the Director's reference,} the recovery of subsidy may be waived. The amount

involved is Rs 185/ The file may be sent to Finance u.o. for remarks.

Gono 849 Em (P)
12.5.33

Dr
1/2/34
Sg
[Signature]

I think the sub. recovery of the subsidy may be waived as a special case for the reasons given above.

G.O No 62 d 15.1.1932 certain (P)

schools opened prior to 1924-25 by implication
almost seems to refer only to schools ~~from~~ opened
subsequent to that year.

and

7.2

fin

LC 7247 A 3-1

8-2-34



Finance (Exp)

The ~~an~~ proposal of Law (Edn.) D.S.
above may be accepted.

447 H Ref

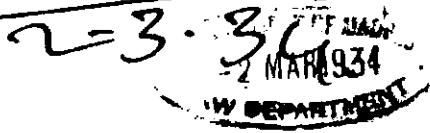
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A

Finance 4474 Edn.

13.34

LC 1238 A



S - 22.2.34

Edn. 1.2

Edn Dept

A draft order is made.

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3/3

and 5.3.

